

By: Walle

H.B. No. 294

Substitute the following for H.B. No. 294:

By: Larson

C.S.H.B. No. 294

A BILL TO BE ENTITLED

1 AN ACT

2 relating to appointment of a receiver for a water or sewer utility.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Section 13.412(a), Water Code, is amended to
5 read as follows:

6 (a) At the request of the utility commission or the
7 commission, the attorney general shall bring suit for the
8 appointment of a receiver to collect the assets and carry on the
9 business of a water or sewer utility that:

10 (1) has abandoned operation of its facilities;

11 (2) informs the utility commission or the commission
12 that the owner is abandoning the system;

13 (3) violates a final order of the utility commission
14 or the commission; ~~or~~

15 (4) allows any property owned or controlled by it to be
16 used in violation of a final order of the utility commission or the
17 commission; or

18 (5) violates a final judgment issued by a district
19 court in a suit brought by the attorney general under:

20 (A) this chapter;

21 (B) Chapter 7; or

22 (C) Chapter 341, Health and Safety Code.

23 SECTION 2. This Act takes effect September 1, 2017.